

This Claim Listing replaces all prior versions of claim listings in the application. Please note that this claim listing is in a format indicating changes after entry of the amendments presented in the Amendment and Response dated 29 August 2007.

**Claim Listing:**

1. (Currently amended) A high-throughput assay method for rapidly determining the proliferative status of a population of primitive hematopoietic cells, the method comprising the steps of:
  - (a) incubating a cell population comprising primitive hematopoietic cells in a cell growth medium comprising fetal bovine serum having a concentration of between 0% and about 30%, methyl cellulose having a concentration of between about 0.4% and about 0.7%, and in an atmosphere having between about 3.5% oxygen and about 7.5% oxygen;
  - (b) contacting the primitive hematopoietic cell population with a proliferation agent, the proliferation agent comprising one or more growth factors, one or more cytokines, or ~~selected from the group consisting of a single growth factor, a mix of growth factors, a single cytokine, a mix of cytokines, and combinations thereof;~~
  - (c) contacting the primitive hematopoietic cell population with a reagent capable of reacting with ATP and generating luminescence in the presence of ATP; and
  - (d) detecting luminescence generated by the reagent ~~contacting that~~ reacted with the ATP in the primitive hematopoietic cell population, the level of luminescence indicating the amount of ATP in the primitive hematopoietic cell population, wherein the amount of ATP indicates the proliferative status of the primitive hematopoietic cells.

2. (Original) The method of Claim 1, wherein the concentration of fetal bovine serum is between about 0% and 10%.
3. (Original) The method of Claim 1, wherein the concentration of methyl cellulose is about 0.7%.
4. (Original) The method of Claim 1, wherein the concentration of oxygen in the atmosphere is about 5%.
5. (Canceled).
- 5 ~~6.~~ (Previously presented) The method of Claim 1, further comprising the step of generating a cell population substantially enriched in hematopoietic stem cells.
- 6 ~~7.~~ (Previously presented) The method of Claim 1, further comprising the step of generating a cell population substantially enriched in at least one hematopoietic progenitor cell lineage.
- 7 ~~8.~~ (Original) The method of Claim 1, wherein the primitive hematopoietic cells are hematopoietic stem cells.
- 8 ~~9.~~ (Original) The method of Claim 1, wherein the primitive hematopoietic cells are hematopoietic progenitor cells.
- 9 ~~10.~~ (Original) The method of Claim 1, wherein the population of primitive hematopoietic cells comprises hematopoietic stem cells and hematopoietic progenitor cells.

10/ 11. (Original) The method of Claim <sup>10</sup>1, wherein the primitive hematopoietic cells are primary hematopoietic cells.

11/ 12. (Original) The method of Claim <sup>10</sup>11, wherein the primary hematopoietic cells are isolated from an animal tissue selected from the group consisting of peripheral blood, bone marrow, umbilical cord blood, yolk sac, fetal liver and spleen.

12/ 13. (Original) The method of Claim <sup>11</sup>12, wherein the animal tissue is obtained from a human.

13/ 14. (Original) The method of Claim <sup>11</sup>12, wherein the animal tissue is obtained from a mammal.

14/ 15. (Original) The method of Claim <sup>13</sup>14, wherein the mammal is selected from the group consisting of cow, sheep, pig, horse, goat, dog, cat, non-human primates, rodents, rabbit and hare.

16.-17. (Canceled).

15/ 18. (Original) The method of Claim <sup>10</sup>11, wherein the primary hematopoietic stem cells are isolated from peripheral blood.

16/ 19. (Previously presented) The method of Claim <sup>10</sup>1, further comprising the step of selecting a differentially distinguishable subpopulation of primitive hematopoietic cells from the population of primitive hematopoietic cells, wherein the differentially distinguishable subpopulation of primitive hematopoietic cells is defined by cell surface markers thereon.

~~17~~ 20. (Previously presented) The method of Claim ~~18~~<sup>16</sup>, wherein the step of selecting a differentially distinguishable subpopulation of primitive hematopoietic cells comprises the steps of:

- (a) contacting the population of primitive hematopoietic cells with at least one cell surface marker indicator, wherein the at least one cell surface marker indicator is a specific ligand for a cell surface marker that differentially distinguishes a subpopulation of primitive hematopoietic cells, and whereby the at least one cell surface marker indicator binds to the cell surface marker; and
- (b) selectively isolating the subpopulation of primitive hematopoietic cells binding the at least one indicator.

~~20~~ 21. (Original) The method of Claim ~~19~~<sup>16</sup>, wherein the cell surface marker is selected from the group consisting of CD3, CD4, CD8, CD34, CD90 (Thy-1) antigen, CD117, CD38, CD56, CD61, CD41, glycoporphin A and HLA-DR, AC133 defining a subset of CD34<sup>+</sup> cells, CD 19, and HLA-DR.

~~21~~ 22. (Original) The method of Claim ~~19~~<sup>16</sup>, wherein the cell surface marker is CD34<sup>+</sup>.

~~18~~ 23. (Previously presented) The method of Claim ~~20~~<sup>17</sup>, wherein the differentially distinguishable subpopulation of primitive hematopoietic cells is selectively isolated by magnetic bead separation.

~~19~~ 24. (Previously presented) The method of Claim ~~20~~<sup>17</sup>, wherein the differentially distinguishable subpopulation of primitive hematopoietic cells is selectively isolated by flow cytometry and cell sorting.

~~22~~ 25. (Previously presented) The method of Claim ~~1~~ wherein the population of primitive hematopoietic cells comprises at least one stem cell lineage selected from the group consisting of colony-forming cell-blast (CFC-blast), high proliferative potential colony forming cell (HPP-CFC), and colony-forming unit-granulocyte, erythroid, macrophage, megakaryocyte (CFU-GEMM).

~~23~~ 26. (Previously presented) The method of Claim ~~1~~ wherein the population of primitive hematopoietic cells comprises at least one hematopoietic progenitor cell lineage selected from the group consisting of granulocyte-macrophage colony-forming cell (GM-CFC), megakaryocyte colony-forming cell (CFC-mega), macrophage colony-forming cell (M-CFC), granulocyte colony forming cell (G-CFC), burst-forming unit erythroid (BFU-E), colony-forming unit-erythroid (CFU-E), colony-forming cell-basophil (CFC-Bas), colony-forming cell-eosinophil (CFC-Eo), colony-forming cell-megakaryocyte (CFC-Mega), B cell colony-forming cell (B-CFC), and T cell colony-forming cell (T-CFC).

~~24~~ 27. (Currently amended) The method of Claim ~~1~~ wherein the reagent capable of reacting with ATP and generating luminescence in the presence of ATP comprises luciferin and luciferase.

~~25~~ 28. (Previously presented) The method of Claim ~~1~~ wherein the proliferation agent is selected from the group consisting of erythropoietin, granulocyte-macrophage colony stimulating factor, granulocyte colony stimulating factor, macrophage colony stimulating factor, thrombopoietin, stem cell factor, interleukin-1, interleukin-2, interleukin-3, interleukin-6, interleukin-7, interleukin-15, Flt3L, leukemia inhibitory factor, insulin-like growth factor, insulin, and combinations thereof.

29-30. (Canceled).

26/ 31. (Currently amended) The method of Claim 1 [5], wherein the proliferation agent comprises [[is]] erythropoietin, granulocyte-macrophage colony stimulating factor, granulocyte colony stimulating factor, stem cell factor, interleukin-3, interleukin-6, and optionally Flt3L, and wherein the proliferation agent generates a cell population substantially enriched in hematopoietic colony-forming cell-granulocyte, erythroid, macrophage, megakaryocyte (CFC-GEMM) stem cells.

32.-41. (Canceled).

27/ 42. (Original) The method of Claim 1 further comprising the step of identifying a population of primitive hematopoietic cells having a proliferative status suitable for transplantation into a recipient patient.

28/ 43. (Previously presented) The method of Claim 1 wherein the population of primitive hematopoietic cells comprises a target cell population, and further comprising the steps of:

- (i) contacting the target cell population with a test compound; and
- (ii) determining the ability of the test compound to modulate the proliferation, and optionally differentiation, of the target cell population.

- ~~29~~ 44. (Previously presented) The method of Claim 1, wherein the population of primitive hematopoietic cells comprises a plurality of target cell populations, and further comprising the steps of:
- (i) contacting the plurality of target cell populations with at least one test compound;
  - (ii) determining the ability of the at least one test compound to alter the proliferation of the target cell population by comparing the proliferative status of the plurality of target cell populations with the proliferative status of a target population of primitive hematopoietic cells not in contact with the test compound; and
  - (iii) identifying the at least one test compound modulating the proliferative status of a target cell population.

45.-56. (Canceled).

- ~~31~~ 57. (Previously presented) The method of Claim ~~59~~ <sup>30</sup>, wherein the transferrin is an iron-saturated transferrin.

- ~~32~~ 58. (Previously presented) The method of Claim ~~57~~ <sup>31</sup>, wherein the iron-saturated transferrin is a human or bovine iron-saturated transferrin.

- ~~30~~ 59. (Previously presented) The method of Claim ~~1~~ <sup>30</sup>, wherein the cell growth medium further comprises transferrin.

- ~~33~~ 60. (Previously presented) The method of Claim ~~59~~ <sup>30</sup>, wherein the transferrin has a concentration of about 0.1 nM.

34 ~~61.~~ (New) The method of Claim 1, wherein the proliferation agent comprises stem cell factor, interleukin-7, and Flt3L, and wherein the proliferation agent generates a cell population substantially enriched in colony-forming cells blast (CFC-Blast) stem cells.

35 ~~62.~~ (New) The method of Claim 1, wherein the proliferation agent comprises macrophage colony stimulating factor, interleukin-1, interleukin-3, interleukin-6, and stem cell factor, and wherein the proliferation agent generates a cell population substantially enriched in hematopoietic high proliferative potential colony-forming cell (HPP-CFC) stem cells.

36 ~~63.~~ (New) The method of Claim 1, wherein the proliferation agent is selected from the group consisting of erythropoietin, erythropoietin and interleukin-3, erythropoietin and stem cell factor and erythropoietin, stem cell factor and interleukin-3, and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic burst forming unit-erythroid (BFU-E) progenitor cells.

37 ~~64.~~ (New) The method of Claim 1, wherein the proliferation agent is selected from the group consisting of granulocyte-macrophage colony stimulating factor, granulocyte-macrophage colony stimulating factor and interleukin-3, and granulocyte-macrophage colony stimulating factor, interleukin-3 and stem cell factor, and wherein the proliferation agent generates a cell population substantially enriched in hematopoietic granulocyte-macrophage colony-forming cell (GM-CFC) progenitor cells.



~~38~~ 65. (New) The method of Claim (1) wherein the proliferation agent is selected from the group consisting of thrombopoietin, and thrombopoietin, interleukin-3 and interleukin-6, and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic megakaryocyte colony-forming cell (CFC-Mega) progenitor cells.

~~39~~ 66. (New) The method of Claim (1) wherein the proliferation agent is selected from the group consisting of interleukin-2, and interleukin-7, Flt3L and interleukin-15, and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic T cell colony forming cell (T-CFC) progenitor cells.

~~40~~ 67. (New) The method of Claim (1) wherein the proliferation agent is selected from the group consisting of interleukin-7, and interleukin-7 and Flt3L, and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic B cell colony-forming cell (B-CFC) progenitor cells.

~~41~~ 68. (New) The method of Claim (1) wherein the proliferation agent comprises is erythropoietin and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic colony-forming unit-erythroid (CFU-E) progenitor cells.

~~42~~ 69. (New) The method of Claim (1) wherein the proliferation agent is selected from the group consisting of granulocyte-colony stimulating factor and granulocyte-macrophage colony stimulating factor, and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic granulocyte colony-forming cell (G-CFC) progenitor cells.

43 ~~70~~. (New) The method of Claim (1), wherein the proliferation agent is selected from the group consisting of interleukin-3, and interleukin-3 and stem cell factor, and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic colony-forming cell-Basophil (CFC-Bas) progenitor cells.

44 ~~71~~. (New) The method of Claim (1), wherein the proliferation agent comprises granulocyte-macrophage colony stimulating factor, interleukin-3 and interleukin-5, and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic colony-forming cell-eosinophil (CFC-Eo) progenitor cells.

45 ~~72~~. (New) The method of Claim (1), wherein the proliferation agent is selected from the group consisting of macrophage colony stimulating factor, macrophage colony stimulating factor and granulocyte-macrophage colony stimulating factor and interleukin-7, and granulocyte-macrophage colony stimulating factor, and wherein the proliferation agent generates a cell population substantially enriched in the hematopoietic macrophage colony-forming cell (M-CFC) progenitor cells.